SUMTER COUNTY ZONING AND ADJUSTMENT BOARD August 16, 2010

CASE NO. S2010-0010

APPLICANT: Kristy & William Adams

REPRESENTATIVE: Bennie Bedenbaugh

REQUESTED ACTION: Minor Special Use for a cattle truck/trailer

washout facility

LEGAL DESCRIPTION: THE S 1/4 OF SW1/4 OF NW1/4 AND THE NW1/4 OF

SW1/4 AND THE SW1/4 OF SW1/4

EXISTING ZONING: A5 & RR5

FUTURE LAND USE: Agricultural

EXISTING USE: Residence

PARCEL SIZE (Utilized): 88 70 acres MOL (1 72 acres MOL utilized)

GENERAL LOCATION: Center Hill

COMMISSIONER'S DISTRICT: Randy Mask

CASE SUMMARY:

The request is to permit the operation of a cattle truck/trailer washout facility on 1 72 acres MOL of an 88 7 acre MOL parent parcel. The cattle truck/trailers being washed out are not owned or operated by the applicant. These cattle trucks/trailers are primarily coming from the Central Beef processing facility on C-48 in Center Hill or from the Webster Market on SR 471 in Webster

CASE ANALYSIS:

The proposed use is not specifically provided for in the principal use chart (Table 13-362A) of the Sumter County Land Development Code. However, given the agricultural character and relationship of the proposed use, staff determined that the proposed use may be approved as a Minor Special Use.

The following provides a review of the requested special use's consistency with the criteria in Section 13-143, criteria for the approval of special uses, of the Sumter County Land Development Code.

O The use must not be detrimental to the neighborhood environment and must not unduly infringe on the rights of property owners in the vicinity of the use.

The applicant is requesting to utilize the water and cow manure from the washout of the cattle trucks/trailers as fertilizer for hay on their 88.7 acre MOL property. The use of the water and cow manure from the cattle truck/trailer washout is an acceptable agricultural fertilizer practice as long as it is consistent.

with the best management practices prescribed by the Florida Department of Environmental Protection (FDEP).

In addition, the proposed use requires an Industrial Wastewater Permit (IWP) from FDEP. The applicant has not yet applied for the IWP from FDEP. The operation of the cattle truck/trailer washout shall not commence until the IWP permit is issued by FDEP. Violation of a condition of the IWP permit by FDEP may be grounds for the Board to either suspend or revoke this special use permit.

In order to avoid the subject property from becoming a storage or staging area for trucks not related to the actual agricultural operation of the subject property, staff recommends that the applicant be prohibited from storing trucks and trailers on the subject property unless they are owned by the applicant and used as part of their agricultural operation

O A vehicular parking or traffic problem must not be created, and the vehicle average daily traffic created on local roads must not be increased by more than five (5) percent

The traffic impact is projected between 14 to 25 trucks per week, or 2 to 4 per day. In terms of roadway volume capacity, the addition of 2 to 4 trucks per day will have a minimal impact. However, the primary concern with the additional truck traffic is the suitability of the physical condition of CR 707 to handle the truck traffic.

CR 707 is a minor local road with substandard right-of-way and pavement width/condition. In addition, the connection of CR 707 to C- 478E is at a severe angle and along a sweeping curve. CR 707 has a "No Trucks" designation Given these road condition concerns, Sumter County Public Works completed a site visit and assessment of the road condition related to the requested use. Sumter County Public Works found that the use of CR 707 by the empty cattle trucks/trailers would be acceptable on CR 707 for the requested use subject to the following conditions:

- 1. A driveway connection permit must be obtained from Sumter County Public Works. The driveway connection to CR 707 must have a concrete apron, as required by Sumter County Public Works,
- 2. Truck traffic related to the requested use must be limited to no more than 25 trucks per week,
- 3. All truck traffic related to the requested use must have empty trailers;
- 4. Sumter County Public Works will document the condition of CR 707. If the impacts of the requested use results in damage to CR 707, then the applicant must complete the repairs required by Sumter County Public Works, within the time-frame required by the County, at no cost to the County;
- 5. Truck traffic going to the subject property shall only access the site by traveling on C-478 E south and making a left onto CR 707. Truck traffic leaving the subject property shall only head north on CR 707 and turn right onto C-478 E. No truck traffic may make a right-hand turn from C-478 E to CR 707. No truck traffic may make a left-hand turn from CR 707 to C-478 E

Page 2 of 4

- 6. Truck traffic may not travel on CR 707 south of the driveway connection to CR 707:
- 7. The transport of the washout water/manure fertilizer off-site is prohibited. The condition of CR 707 is not appropriate for the weight of the loaded vehicles that may transport the material off-site; and
- 8. Truck traffic shall not use SE 100th Avenue (private road)
- o If found necessary and effective, the site upon which the use is located shall have screening and buffering sufficient to minimize interference with the enjoyment of surrounding properties.

The subject property is adjacent to vacant agricultural land. The closest residential home site to the requested use if approximately ½ mile to the north. Consequently, no buffering or screening is recommended.

DIVISION OF PLANNING & DEVELOPMENT STAFF CONCLUSIONS:

Staff deemed the application sufficient and in compliance with the minimum requirements of the Sumter County Land Development Code and Comprehensive Plan and recommends approval subject to the following conditions.

- 1. This Special Use is only valid for the current owners of the property (Kristy & William Adams);
- The cattle truck/trailer washout shall not operate until the Industrial Wastewater permit is issued by the Florida Department of Environmental Protection,
- 3. No trucks or trailers shall be stored on the subject property unless the truck or trailer is owned by the applicant and used as part of the applicant's agricultural operation,
- The water and manure collected from the washout operation shall only be used to fertilizer the subject property (88 7 acres MOL) Due to the substandard condition of CR 707, the said water and manure may not be transported off-site;
- A driveway connection permit must be obtained from Sumter County Public Works. The driveway connection to CR 707 must have a concrete apron, as required by Sumter County Public Works;
- 6. Truck traffic related to the requested use shall be limited to no more than 25 trucks per week.
- 7 All truck traffic related to the requested use must have empty trailers;
- 8 Sumter County Public Works will document the condition of CR 707 If the impacts of the requested use results in damage to CR 707, then the applicant must complete the repairs required by Sumter County Public Works, within the time-frame required by the County, at no cost to the County;
- 9 Truck traffic going to the subject property shall only access the site by traveling on C-478 E south and making a left onto CR 707 Truck traffic leaving the subject property shall only head north on CR 707 and turn right onto C-478 E. No truck traffic may make a

right-hand turn from C-478 E to CR 707. No truck traffic may make a left-hand turn from CR 707 to C-478 E, and

- 10 Truck traffic may not travel on CR 707 south of the driveway connection to CR 707, and
- 11 Truck traffic shall not use SE 100th Avenue (private road)
- 12. Hours of operation will be limited to 7:00 A.M. to 7:00 P.M.

Notices Sent: 3	(In objection)	1	(In favor)	1	
Zoning & Adjust	ment Board:				



SUMTER COUNTY ZONING AND ADJ. TMENT BOARD

Project No: <2010-0010

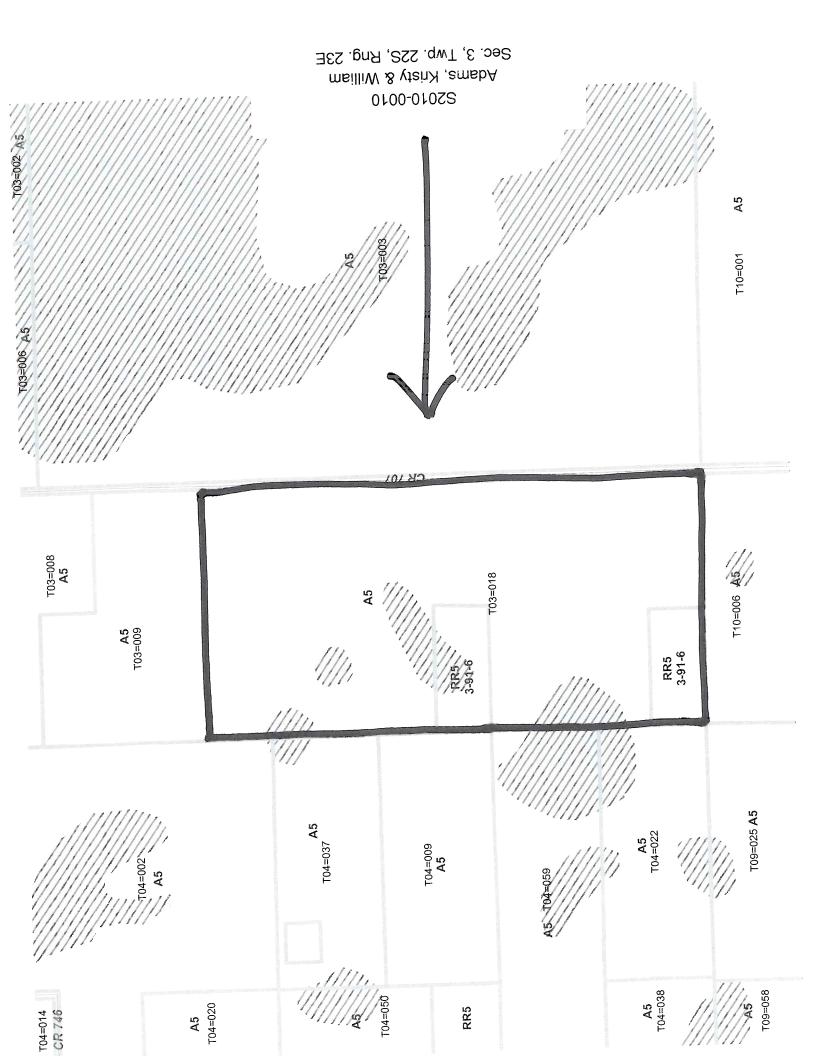
Application

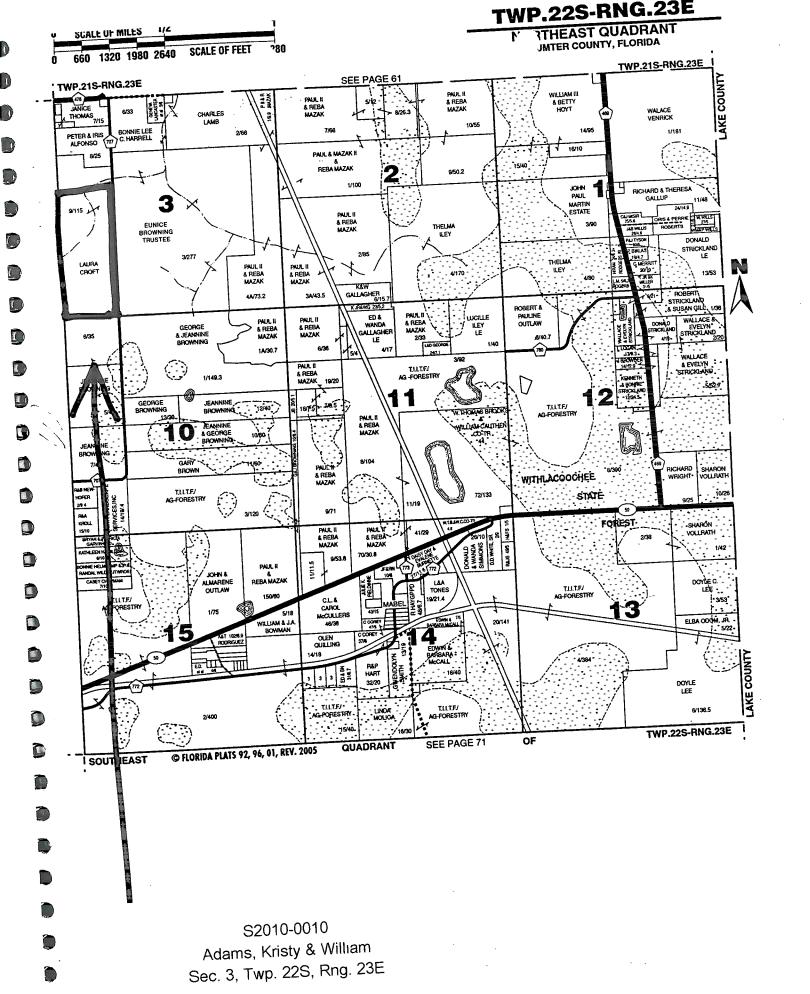
20/2010 KES

910 N. Main Street, Suite 301, Bushnell, FL 33513 Tel. (352) 793-0270 Fax (352) 793-0274

SUP

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PROJECT TYP	E PROJEC	SUBTY	PE	PRO	JECT DESCRIPTIO	ON .	
SUP	SUP MINOR		MIN	OR SUP			
OWNER ADDRESS						PHONE	
ADAMS, KRISTY P & WILLIAM R PO BOX 654 CENT			TER H	ILL, FL 33514		(352) 568-0118	
AGENT/APPLICANT ADDRESS					PHONE		
BENNIE BED			PO BOX 520 BUSE				(352) 793-2113
PARCEL#	SEC/TWP/RNG	GENER		ı	CTIONS TO PROP		
T03=018 032223 WEBSTER/CENTERHILI		STER/CENTERHILI	E ON C-48. S ON SR 471. E ON C-478, AT 1ST CURVE FOLLOW SRAIGHT ONTO SE 100TH AVE. S ON CR 707. PROPERTY				
··	y, WEBSTER, FL 335	97		APPRX 1/2 MILE ON W SIDE OF RD			
PARCEL SIZE		F.L.U.		ľ	AL DESCRIPTION		
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A5/RR5		RESIL	DENCE				
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							.72 ACRES MOL
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ZONING/USE	A5-PASTURE		A5-PASTURE		A5-PASTURE		A5-PASTURE/RES
F.L.U.	AG		AG		AG		AG
As owner/agent, I agree to post the hearing plaques within 24 hours on the property's road frontage at the corners and at 300' intervals between. I understand any action on my application will be governed by Sumter County's Comprehensive Plan and Development Code, and my payment of the non-refundable application fee will not influence the decision made on this application.							
			RY, I DECLARE TI HE BEST OF MY K				HAT I HAVE GIVEN TO
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1	Lennie		Der Valle	1	,		July 20, 2010
	or man	/ 0	Signature(s)				Date
			<u>```</u>				
A Public Hearing before the Zoning and Adjustment Board will be held on the date inidcated below in the Sumter County Courthouse, Bushnell, FL. This application will be heard at the time indicated below. Your appearance or representation at this hearing is required, and lack of same will cause your application to be disposed of according to the policy adopted by the Board of County Commissioners. The recommendation of the Zoning and Adjustment Board on this request will be presented to the Board of County Commissioners at a Public Hearing to be held at the date/time indicated below in the Sumter County Courthouse, Bushnell, FL, room number indicated below.							
Zoning and A	Adjustment Board		8/16/2010 6:30 PM	Ro	om: C.C. Actio	on:	· · ·
NOTICES SENT			RECEIVED IN FAVOR			RECEIVED OB	JECTING
done in coun	Please Note: In preparation of the application, county zoning staff will visit the site to take photographs. This will be done in county-marked vehicles. Generally, staff will take photographs from the roadway or easement, and will not come on site unless access requires it.						







August 5, 2010

Ms. Sandy Cassels Sumter County Planning & Development 910 North Main Street, Suite 301 Bushnell, FL 33513

Re Cattle Truck Washout Facility
On County Road 707
Tax Parcel #T03=018
Project Narrative

Dear Ms. Cassels.

A project narrative for the above referenced is as follows.

Mr & Mrs. William Adams are ranchers and have a 90-acre ranch off CR 707 due south of Center Hill. Their ranching business requires them to grow their own hay to feed their cow herd. Therefore, they must maximize their hay production by using fertilizers. The cheapest / best fertilizer is cow manure which all ranchers utilize.

Since Central Beef is the only meat processing plant in the state and is located in Center Hill, the cattle trucks that bring in their cows for processing need a permitted location for their trucks to be cleaned after unloading

By offering this cattle truck washout facility, Mr and Mrs. Adams can and do make use of both the liquid and the solids resulting from washing out the cattle trucks. They pump the liquid into holding tanks so their hay fields can be watered / fertilized. They also spread the solids thru their hay fields as well.

As we understand, if Mr and Mrs. Adams want to sell the surplus liquids / solids to other ranchers / farmers from their cattle truck washout facility, then they must obtain a "Special Use" permit from Sumter County

The cattle truck washout facility will operate during the daylight hours seven (7) days a week but will open in the evening only if special arrangements are made ahead of time.

The facility receives a monthly average of approx. two trucks / day

Ms. Sandy Cassels August 5, 2010 Page 2

Their facility is located adjacent to C R. 707 and utilizes only 1 72 acres more or less of the 90 acre ranch.

Therefore, Mr & Mrs. Adams respectively request that they be granted a "Special Use" permit from Sumter County for this Agricultural zoned property

If there are any questions, please advise.

Damie E. Belabaugh

Very truly yours,

Bennie E. Bedenbaugh, P.E. H&B Consulting Engineers, Inc.

Cc: Mr & Mrs. Adams

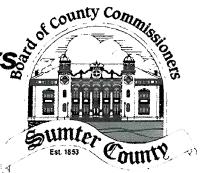
10-307.sc.08052010

Board of County Commissioners

Division of Planning & Development

Planning Services

910 N. Main Street, Suite 301 • Bushnell, FL 33513 • Phone (352) 793-0270 • FAX: (352) 793-0274 Website: http://sumtercountyfl.gov/plandevelop



Authorization Form for Individuals

County of Sumter
I/we, the undersigned as the () Applicant (X) Owner hereby authorize _Mr. Bennie Bedenbaugh to act as my/our agent in connection with the () Rezoning () Comprehensive Plan Amendment (X) Special Use Permit () Temporary Use Permit () Conditional Use Permit () Operating Permit () Other:
on the following described property located in Sumter County, Florida: Parcel No. T03=018
Dated this $12^{\frac{1}{2}}$ day of $300^{\frac{10}{2}}$
Keist adams william L. ahur
Signature Printed Name: KRISTY P ADAMS Printed Name: WILLIAK P ADAMS Printed Name: WILLIAK P ADAMS
SWORN TO and subscribed before me this 13 day of July 200 to, by KRISTY P ADMUS AND WILLIAM R. ADMUS, personally known to me to the person(s) named above or who produced the following identification:
Notary Public, State of Florida My Commission expires: 10/15/2010 Notary Public (Seal) OROTHY PARKER Comm# DD0005022 Expires 10/15/2010 Florida Notary Asen, Inc.

Bradley T. Cornelius, AICP Planning Manager (352) 569-6027 Bradley S. Arnold, County Administrator (352) 793-0200 910 N. Main Street Bushnell, FL 33513 Richard "Dick" ffoffman, Dist 1 (352) 753-1592 or 793-0200 910 N. Main Street Bushnell, FL 33513

Doug Gilpin, Dist 2 Vice Chairman (352) 793-0200 910 N. Main Street Bushnell, FL 33513 Vacant, Dist 3 (352) 753-1592 or 793-0200 910 N. Main Street Bushnell, FL 33513 Garry Breeden, Dist 4 Chairman (352) 793-0200 910 N. Main Street Bushnell, FL 33513 Randy Mask, Dist 5 2nd Vice Chairman Office: (352) 793-0200 Home: (352) 793-3930 910 N. Main Street Bushnell, FL 33513 $D_SearchResults$ Page 1 of 2

Sumter County Property Appraiser

2009 Certified Values Last Updated: 7/2/2010

Parcel List Generator

Retrieve Tax Record

Property Card!

Print

Parcel: T03=018

<< Next Lower Parcel Next Higher Parcel >>

GIS Map

Result: 1 of 1

Owner & Property Info

Owner's Name	ADAMS KRIS	ADAMS KRISTY P & WILLIAM R			
Site Address	10504 CR 70	10504 CR 707			
Mail Address	PO BOX 654	PO BOX 654 CENTER HILL, FL 33514			
Use Desc. (code)	AG IMPROVE	AG IMPROVED NON-HX (05200)			
Sec/Twp/Rng	03/22/23	03/22/23 Neighborhood 00001005			
Year Built	2008	Tax District	County (1001)		
Effective Area	3837 (SF) Market Area 01				
Description	NOTE: This description is not to be used as the Legal Description for this parcel in any legal transaction.				
THE S 1/4 OF SW1/4 OF	NW1/4 AND THE	NW1/4 OF SW1/4 AND THE	SW1/4 OF SW1/4		

GIS Aerial



Property & Assessment Values

Land Value		\$14,509.00
Market Value		\$597,111.00
Assessed Value		\$308,155.00
Total Taxable Value		\$258,155.00
Exemptions	01 - Homestead 02 Additional Homestead	\$25,000 \$25,000

Sales History

Show Similar Sales in 1/2 mile radius

Sale Date	OR Book/Page	OR Inst.Type	Sale V/I (Qual)	Sale Price	Parties
2/1/2008	1901/805	WD	V (0)	\$100.00	
10/1/2007	1864/381	WD	V (0)	\$100.00	

Building Characteristics

#	Bldg Item	Bidg Use (code)	Eff Year Built	Area Breakdown			
1	(001)	(R55)	2008	1) BAS 3608 SF	2) OP 764 SF		
	Note: All S.F calculations are based on exterior building dimensions.						

Land Breakdown

Land Use Code	Frontage	Depth	Land Units
9907			88.70 Acres
6040			7 56 Acres
6010			54.39 Acres
6060			5.75 Acres
6030			20.00 Acres
5000			1.00 Acres

Misc Features

Item Number	Description (code)	Units (dims)	Eff. Year

D_SearchResults Page 2 of 2

1 (001)	Polebarn Truss W/Con (BR2C)	780.00 (30.00 x 26.00)	2008
2 (002)	Polebarn Shed W/Con (BR1C)	720.00 (30.00 x 24.00)	2008

Sumter County Property Appraiser - Roll Year: 2009

Last Updated 7/2/2010

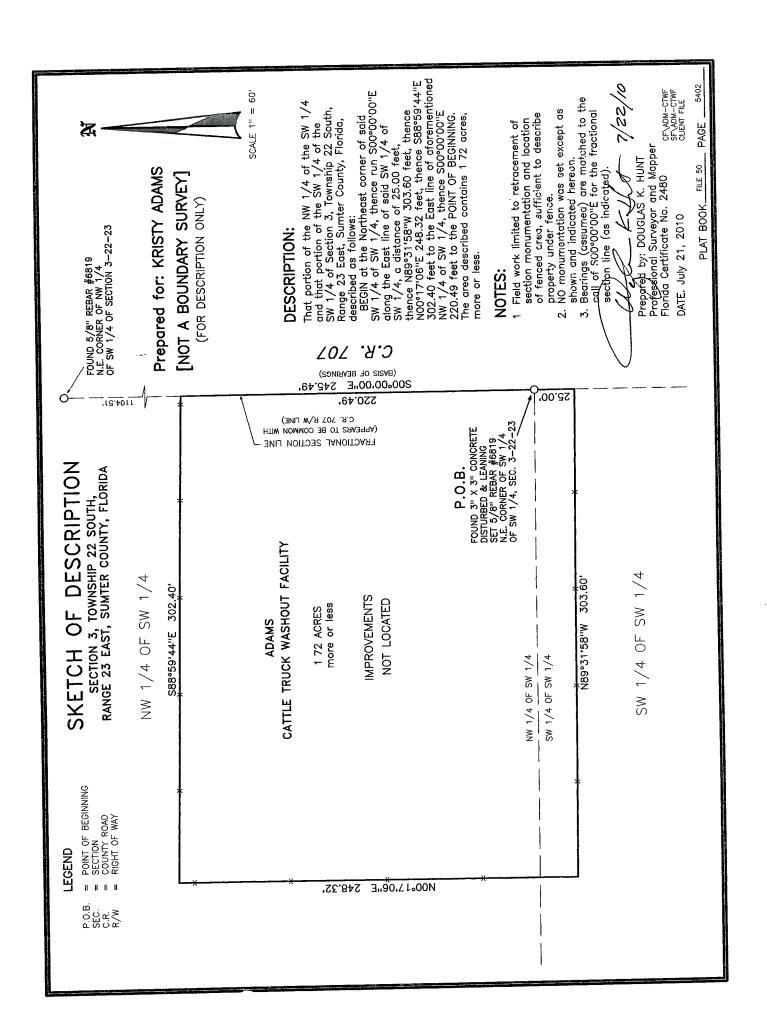
Result: 1 of 1

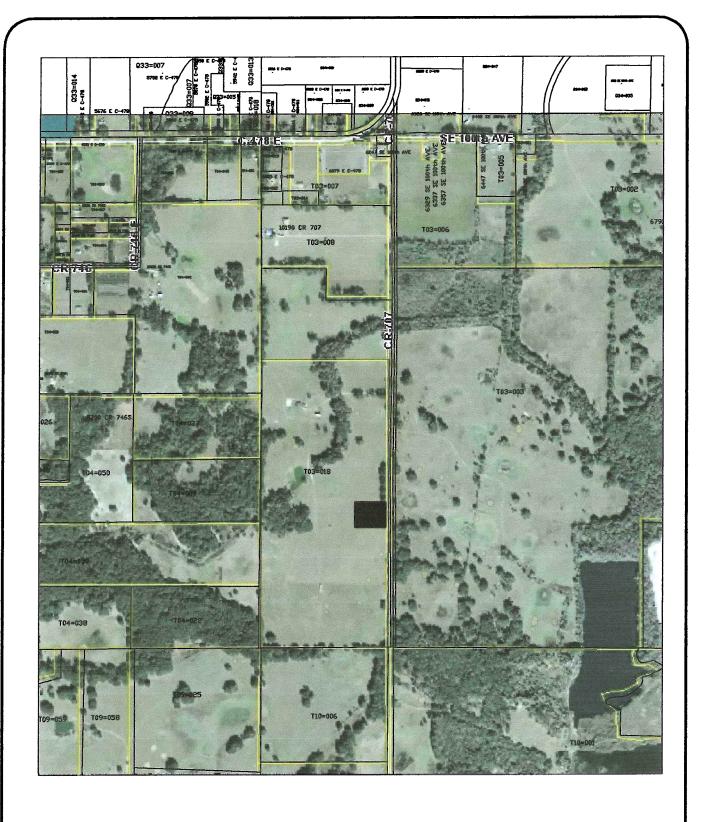
DISCLAIMER

This information was derived from data which was compiled by the Sumter County Property Appraiser Office solely for the purpose of property assessment. This information should not be relied upon by anyone as a determination of the ownersh or market value. No warranties, expressed or implied, are provided for the accuracy of the data herein, it's use, or it's inter Although it is periodically updated, this information may not reflect the data currently on file in the Property Appraiser's offi assessed values are NOT certified values and therefore are subject to change before being finalized for ad valorem asses purposes.

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Cattle Truck Washout Facility

Drawn: TFW Checked: BEB Working Date: 7/7/10 2007/10-307/10-307-flood.DWG



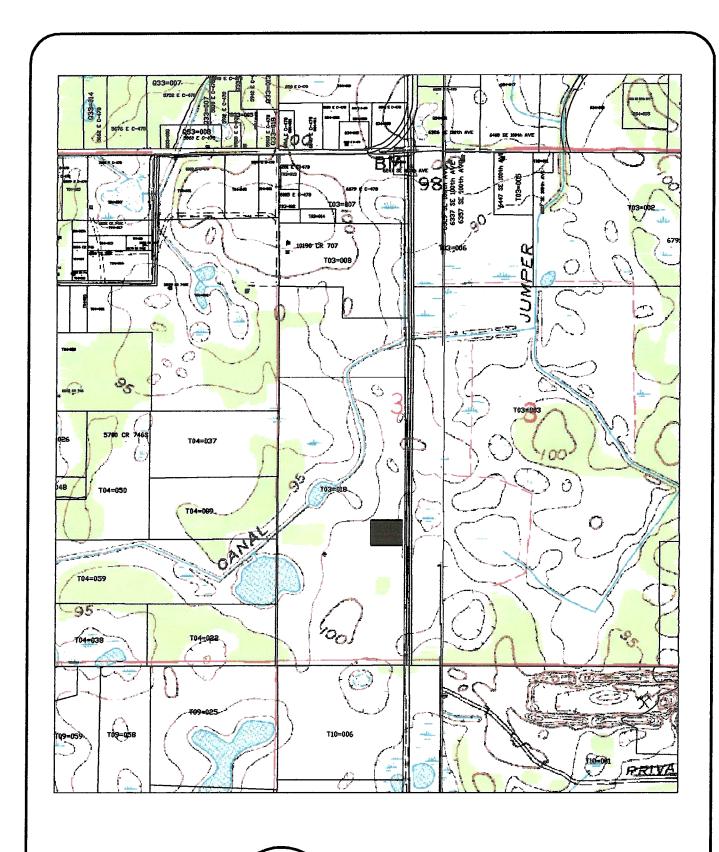
H & B CONSULTING ENGINEERS, INC.

Certificate of Authorization #4829
P.O. Box 520
218 S. Florida Avenue
Bushnell, Florida 33513
Phone: (352) 793-2113

Aerial Photo Sumter County

Sheet 1 Of 1

Date: 7/10 | Scale: 1"=1000'



Cattle Truck Washout Facility

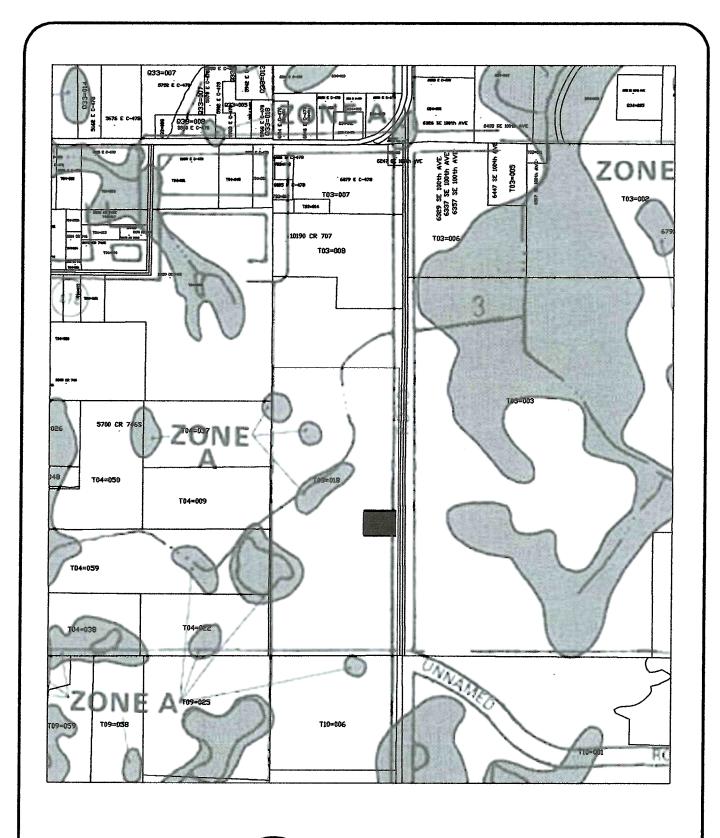
Brawn TFW Checked BEB Working Date: 7/7/10 2007/10-307/10-307-flood.DWG H & B CONSULTING ENGINEERS, INC.

Certificate of Authorization #4829 P.O. Box 520 218 S. Florida Avenue Bushnell, Florida 33513 Phone: (352) 793-2113

E&I

USGS Map <u>Sumter County</u>

of 1 Sheet Date: 7/10 | Scale: 1"=1000'



Cattle Truck Washout Facility

Drawn: TFW Checked: BEB Working Date: 7/7/10 2007/10-307/10-307-flood.DWG



H & B CONSULTING ENGINEERS, INC.
Certificate of Authorization #4829
P.O. Box 520
218 S. Florida Avenue
Bushnell, Florida 33513
Phone: (352) 793-2113

Flood Map Sumter County

of 1 Sheet Date: 7/10 | Scale: 1"=1000'

Board of Sumter County Commissioners

Division of Planning & Development
Planning Department

910 North Main Street, Suite 301 • Bushnell, FL 33513-6146 • Phone (352) 793-0270 • FAX: (352) 793-0274 SunCom 665-0270 • Website: http://sumtercountyfl.gov/plandevelop

NOTICE OF PUBLIC HEARING

July 28, 2010

BROWNING JEANNINE B & GEORGE 8552 SYLVAN DR MELBOURNE, FL 32904



To property owners whose property boundaries are within a distance of 150 feet of the outside perimeter of property in the name Kristy & William Adams. This property is being considered for a Special Use Permit at a public hearing.

CASE# <u>S2010-0010</u> REQUESTED ACTION: Minor Special Use to allow a cattle truck washout facility.

A public hearing before the Sumter County Zoning and Adjustment Board will be held at Colony Cottage Recreation Center, 510 Colony Blvd, The Villages, Florida 32162 on Monday, August 16, 2010 at 6:30 p.m.

The property is located as follows: Withward Area: The property is located approximately 1/2 mile south of C-478E on the west side of CR 707.

Written comments submitted will be heard. Hearings may be continued from time to time as found necessary. Please return this form to SUMTER COUNTY PLANNING DEPARTMENT, 910 North Main Street, Suite 301, Bushnell, Florida 33513 Questions should be directed to the Planning Department at (352)793-0270.

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SURIOR

OWNER: Mrs. Kristy Adams P.O. Box 554 Center Hill, FL 33514

ENGINEER:
H & B Consulting Engineers, Inc.
218 N. Florida Street; Suite 3
P.O. Box 520
Bushnell, FL 33513
(352)793-2113

Ject Address 10504 CR 707 Center Hill, FL 339

33514

RECULATORY ACENCY PERMITS R.

SPECIAL USE PERMIT - SUMTER COUNTY

SITE PLAY - SUMTER COUNTY

DRIVEWAY - SUMTER COUNTY

INDUSTRIAL WASTE - FDEP

COUNTY TAX PARCEL NUMBER - TOSACREAGE - 80.0 m.o.l.
ZONING / LAND USE - Agricultural,
LEGAL DESCRIPTION -T03-018 A-5

SECTION 3, TOWNSHIP 22 S, RANGE 23 E, THE S 1/4 OF SW1/4 OF NW1/4 AND THE NW1/4 OF SW1/4 AND THE SW1/4 OF SW1/4

CR 797

INDITY OF SHEETS

N →

Cover Sheet Plan Sheet

1'=600'

County,

N.T.S. PROJECT LOCATION

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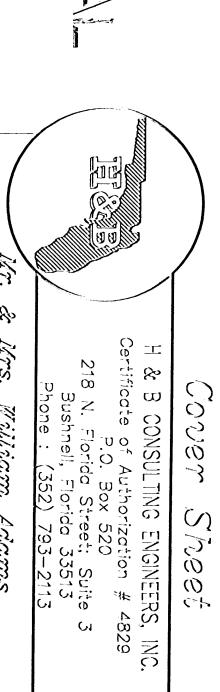
of Erosion. rosion Control, Water Pollution

The Contractor shall take sufficient precautions to prevent and control erosion on this project and in offsite areas. These measures will consist of construction and maintenance of temporary erosion control features as may be directed by the Engineer and as in Sec. 104 of the FDOT Standard Specification and FDOT Index No. 102.

Working Date: 2/25/10 2007/10-07/10-07-COVER/.dwg

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Cattle & Mrs. William e Truck Washout On C.R. 707 Sumter County, Adams Facility

Drawn: RLL | Checked: BEB | Date: 2/10 | Scale:1"=500' | Sheet ___

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